



AG/IFW

Atty. Docket No. SHA01 P-346A

CERTIFICATE OF MAILING

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P.O.Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

December 28, 2004
Date

Melanie S. Jernberg
Melanie S. Jernberg

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3612
Examiner : Dennis H. Pedder
Applicant : Darin Evans
Appln. No. : 10/715,002
Filing Date : November 17, 2003
Confirmation No. : 2260
For : BUMPER FOR REDUCING PEDESTRIAN INJURY

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed September 29, 2004 finally rejecting claims 1-31.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

☒ other than a small entity
☐ small entity

Verified Statement

☐ attached
☐ previously submitted on

Applicant : Darin Evans
Appln. No. : 10/715,002
Page : 2

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 35 USC §41(a)(6) the fee for filing the Notice of Appeal is:

<u> </u>	small entity	\$250.00
<u> X </u>	other than a small entity	\$500.00

Notice of Appeal fee due: \$500.00

3. EXTENSION OF TIME

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) Applicant petitions for an extension of time under 37 C.F.R. §§41.37(e) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<u> </u>	one month	\$120.00	\$60.00
<u> </u>	two months	\$450.00	\$225.00
<u> </u>	three months	\$1020.00	\$510.00

Fee: \$

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

(b) An extension for months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$

or

Applicant : Darin Evans
Appln. No. : 10/715,002
Page : 3

- (b) X Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee: \$500.00
Extension fee (if any): \$0

Total Fee Due: \$500.00

5. FEE PAYMENT

X Attached is a check in the sum of \$500.00

— Charge Account No. 16 2463 the sum of \$
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

X If any additional extension and/or fee is required charge Account No. 16 2463.

and/or

X If any additional fee for claims is required, charge Account No. 16 2463.

Respectfully submitted,

DARIN EVANS

By: Price, Heneveld, Cooper,
DeWitt & Litton, LLP

12/28/04
Date

Marcus P. Dolce
Marcus P. Dolce
Registration No. 46 073
695 Kenmoor, S.E.
Post Office Box 2567
Grand Rapids, Michigan 49501
(616) 949-9610

MPD/msj